IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE FIRST DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 22030 of 2004

Between:

A. Ramanaiah S/o Venkataiah
Vinjamur Village, Vinjamur Mandal, Nellore District

..... PETITIONER

AND

1 The District Collector (PT. Wing) Nellore
2 The District Panchayat Officer, Nellore, Nellore District
3 Vinjamur Gram Panchayat, Vinjamur Mandal, Vinjamur Nellore District, rep by its Sarpanch Ganapam Sujathamma W/o Bala Krishna Reddy R/o Vinjamur (Vill) Nellore district

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, order or Direction, more particularly one in the nature of Writ of Mandamus under Article 226 of the constitution of India, declaring the action of the District Collector (PT. Wing), Nellore in not considering petitioner's representation dt 9-2-2004 is arbitrary, illegal, without jurisdiction and consequently direct the District Collector (PTWing), Nellore to consider the petitioner's representation dt 9-2-2004

Counsel for the Petitioner:MR.CH.C.KRISHNA REDDY

Counsel for the Respondents: GP FOR PANCHAYAT RAJ & RURAL DEV.

The Court at the stage of admission made the following :

ORDER :

The petitioner claims to be ex-surpanch of Vinjamur Gram Panchayat and stated to have undertaken various works relating to J.Y.R and 10th Finance Commission. The petitioner contends that the Gram Panchayat has passed a resolution to spend the amount in advance by the sarpanch and due to urgency, he has spent the amount as advance for execution of work and he is entitled to recover a sum of Rs.3,02,633/-. The petitioner said to have made a representation to the first respondent on 9-2-2004 and complains that the same was not considered. Hence, the writ petition.

Heard the learned counsel for petitioner, learned Government Pleader for Revenue and Mr.D. Srinivas, learned Standing Counsel for third respondent Gram Panchayat. All the counsel, agreed for disposal of the writ petition at the admission stage.

Since, the representation of the petitioner is pending consideration before the first respondent, without expressing any opinion on the merits of the matter, I deem it appropriate to dispose of the writ petition directing the first respondent to consider the representation of the petitioner dt 9-2-2004 and pass appropriate orders in accordance with law, expeditiously.

Accordingly, the writ petition is disposed of at the admission stage.

N.V.RAMANA,J

1-12-2004

TVK

To

1 The District Collector (PT. Wing) Nellore
2 The District Panchayat Officer, Nellore, Nellore District
3 .2CCs to G.P. for Panchayat Raj & Rural Development, A.P.High Court Building, (OUT)

4. .2CD copies

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THE HON'BLE MR JUSTICE N.V. RAMANA

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Date: 1-12-2004